IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 2ND FEBRUARY 2007 / 13TH MAGHA 1928

Bail Appl..No. 604 of 2007()

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CRIME NO.230/06 OF CANTONMENT POLICE STATION, THIRUVANANTHAPURAM.

: PETITIONERS/ACCUSED

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1. P.S.SANMUGHANANDAN @ ANANDAN, S/O.PERUMAL, KIRAN HOUSE, TC 11/847, MANIADIVILA ROAD, KAWDIAR P.O., TRIVANDRUM.

2. RAJAPPAN, S/O.LATE A.KRISHNAN, ASARIVILA VEEDU, NILAKKAMUKKU, KADAKKAVOOR P.O., CHIRAYINKIL TALUK, TRIVANDRUM.

BY ADV. SRI.SANTHAN V.NAIR

RESPONDENT: STATE

STATE OF KERALA, REPRESENTED BY THE SUB INSPECTOR OF POLICE, CANTONMENT POLICE STATION, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 604 OF 2007

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DATED THIS THE 2nd DAY OF FEBRUARY, 2007

O R D E R

Petitioners who are accused 1 and 2 in Crime No.230/06 of Cantonment Police Station, Thiruvananthapuram for offences punishable under sections 341, 452, 323, 324 and 379 read with section 34 IPC, seek anticipatory bail. The occurrence took place at about 5.10 PM on 7.12.2006 when the petitioners are alleged to have trespassed into the office of the Marymatha College and assaulted the de facto complainant who is the Principal in connection with the dispute regarding the conditions of service of the wife of the first petitioner who was allegedly employed in the College after taking a lumpsum payment.

2. Learned Public Prosecutor on instructions submitted that the Police have already charge sheeted the case. If so, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs.10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

1. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

2. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

3. Petitioners shall not commit any offence while on bail.

4. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,JUDGE.

dsn